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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 26TH DAY OF MAY 1998

BEFORE

THE HON'BLE MR. JUSTICE H.L. DATTU

WRIT PETITION NO. 12978/1998

BETWEEN:

Ms. Siddartha Enterprises
reptd. by its Proprietrix
Mrs. Shashikala
W/o Srinath Hegde, 32 yrs.
Ground Floor, Sugar Federa-
tion Building, I Main Road
Temple Road, Malleshwaram
Bangalore-3.

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.... Petitioner.

(By Sri M.S. Bhagwat, Adv.)

AND:

The Director
Employees State Insurance
Scheme (Medical) Services
Rajajinagar, Bangalore-10.

.... Respondent.

(By Sri Udayashankar, AGA)

This W.P. is filed under Art. 226 of the Con-
stitution of India, praying to direct the respondent
to implement the decision/order dated 15.4.1997
within a period of one month since the clarification
issued by the Govt. as per Annexure B dated 13.6.1997,
etc.

This W.P. coming on for Preliminary Hearing
this day, the Court made the following:

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O R D E R

The main grievance of the petitioner before this Court is that the respondent-authority has not paid certain amounts due to the petitioner. It is his case before this Court that he had already approached the State Government to direct the respondent to make payments as requested by the petitioner. It is his further case that the State Government had already directed the respondent to make payment as early as possible to avoid further litigation. Since the respondent has not obeyed the directions issued by the State Government, petitioner is before this Court with the request to direct the respondent to implement the decision of the State Government dated 15.04.1997.

2. A reading of the petition gives an indication that petitioner intends to recover certain amounts due to him by the respondents. In my view that has to be done by resorting to procedures prescribed under code of civil procedure, 1908 and not by way of a petition under Article 226 of the constitution. In that view of the matter, I decline to entertain this writ petition. Accordingly writ petition is rejected.

Sd/-
JUDGE

BMM/260598.LRS/010698

